

REMARKS

Favorable reconsideration and allowance of the present application are respectfully requested in view of the following remarks.

Claims 1-11 and 16-29 were pending prior to the Office Action. Through this reply, claims 30-34 are added. Therefore, claims 1-11 and 16-34 are pending. Claims 1, 2, 3, 16 and 17 are independent.

INTERVIEW CONDUCTED

Applicants thank the Examiner for conducting an interview with Applicants' representative on May 31, 2006.

§ 102 REJECTION – KOBAYASHI

Independent claim 3 stands rejected under 35 U.S.C. § 102(e) as allegedly being anticipated by Kobayashi et al. (U.S. Publication 2002/0054218). *See Office Action, pages 2-3, item 2.* Applicants respectfully traverse.

As demonstrated during the interview, Kobayashi cannot teach or suggest the features of “wherein the audio regeneration data include information regarding a location of the non-ambient audio data within the first recording medium” and “wherein the non-ambient audio data corresponds to the non-ambient sound regenerated at the image capturing” as recited in claim 3.

For at least this reason, claim 3 is distinguishable over Kobayashi. Applicants respectfully request that the rejection of claim 3 based on Kobayashi be withdrawn.

§ 103 REJECTION – KOBAYASHI, SATOH

Independent claims 1 and 2 stand rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Kobayashi in view of Satoh (U.S. Patent 5,982,981). *See Office Action, pages 3-5, item 4.* Applicants respectfully traverse.

Claim 1 recites, in part, “wherein the audio regeneration data include information regarding a location of non-ambient sound data within the external device” and “wherein the non-ambient sound data corresponds to non-ambient sound regenerated by the external device when the subject image is captured.” As demonstrated during the interview, neither Kobayashi nor Satoh can be relied upon to teach or suggest the above stated features. For at least this reason, independent claim 1 is distinguishable over the combination of Kobayashi and Satoh.

Independent claim 2 recites, in part, wherein the audio regeneration data include information regarding a location of non-ambient sound data within the external device” and “wherein the non-ambient sound data corresponds to the non-ambient sound regenerated by the external device when the subject image

is captured.” It is amply demonstrated above that the combination of Kobayashi and Satoh cannot teach or suggest at least this feature.

For at least the reasons stated above, Applicants respectfully request that the rejection of claims 1 and 2 based on Kobayashi and Satoh be withdrawn.

§ 103 REJECTION – ANDERSON, KOBAYASHI

Claims 3-11 and 16-29 stand rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Anderson (U.S. Patent 5,812,736) in view of Kobayashi. *See Office Action, pages 6-8, item 5.* Applicants respectfully traverse.

Regarding independent claim 3, it is demonstrated above that claim 3 cannot teach or suggest the feature of “wherein the audio regeneration data include information regarding a location of the non-ambient audio data within the first recording medium” and “wherein the non-ambient audio data corresponds to the non-ambient sound regenerated at the image capturing.” Anderson also cannot teach or suggest these features. For at least this reason, claim 3 is distinguishable over the combination of Anderson and Kobayashi.

Independent claim 16 recites, in part, “wherein the audio regeneration data include information regarding a location of the non-ambient audio data within the first recording medium” and “wherein the non-ambient audio data corresponds to the non-ambient sound regenerated by the audio regenerating

device at the image capturing.” Clearly, claim 16 is distinguishable over the combination of Anderson and Kobayashi.

Independent claim 23 recites, in part, “wherein the audio regeneration data include information regarding a location of the non-ambient audio data within the first recording medium” and “wherein the non-ambient audio data corresponds to the non-ambient sound regenerated by the external audio regenerating device at the image capturing.” Again, it is clear that claim 23 is distinguishable over Anderson and Kobayashi.

Claims 4-11, 17-22 and 24-29 depend from independent claims 3, 16 and 23, directly or indirectly. Then for at least the reasons stated above with respect to independent claims 3, 16 and 23, these dependent claims are also distinguishable over the combination of Anderson and Kobayashi.

Applicants respectfully request that the rejection of claims 3-11 and 16-29 based on Anderson and Kobayashi be withdrawn.

§ 103 REJECTION – KOBAYASHI, MOGAMIYA

Claim 5 stands rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Kobayashi in view of Mogamiya et al. (U.S. Patent 5,220,433). *See Office Action, pages 9-10, item 6.* Applicants respectfully traverse.

Claim 5 depends from independent claim 3 and it is demonstrated above that claim 3 is distinguishable over Kobayashi. Mogamiya is not relied upon to

correct for at least the above-noted deficiencies of Kobayashi. Therefore, claim 3 is distinguishable over the combination of Kobayashi and Mogamiya. Then, due to at least the dependency thereon, claim 5 is also distinguishable over the combination of Kobayashi and Mogamiya.

Applicants respectfully request that the rejection of claim 5 based on Kobayashi and Mogamiya be withdrawn.

§ 103 REJECTION – KOBAYASHI, MOGAMIYA, ISHIBE

Claim 6 stands rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Kobayashi in view of Mogamiya and in further view of Ishibe et al. (U.S. Patent 5,657,074). *See Office Action, page 10, item 7.* Applicants respectfully traverse.

Claim 6 depends from independent claim 3, and it is demonstrated above that claim 3 is distinguishable over the combination of Kobayashi and Mogamiya. Ishibe is not relied upon to correct for at least the above-noted deficiencies of Kobayashi and Mogamiya. Therefore, independent claim 3 is also distinguishable over the combination of Kobayashi, Mogamiya and Ishibe. Then due to at least the dependency thereon, claim 6 is also distinguishable over the combination of Kobayashi, Mogamiya and Ishibe.

Applicants respectfully request that the rejection of claim 6 based on Kobayashi, Mogamiya and Ishibe be withdrawn.

NEW CLAIMS

Through this reply, claims 30-34 are added. The new claims depend from independent claims 1, 2, 12, 16 and 23. Therefore, for at least due to the dependency thereon, the new claims are also distinguishable over the cited references, individually or in any combination. Applicants respectfully request that the new claims be allowed.

CONCLUSION

All objections and rejections raised in the Final Office Action having been addressed, it is respectfully submitted that the present application is in condition for allowance. Should there be any outstanding matters that need to be resolved, the Examiner is respectfully requested to contact Hyung Sohn (Reg. No. 44,346), to conduct an interview in an effort to expedite prosecution in connection with the present application.

Pursuant to 37 C.F.R. §§ 1.17 and 1.136(a), Applicants respectfully petition for a one (1) month extension of time for filing a reply in connection with the present application, and the required fee is attached hereto.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

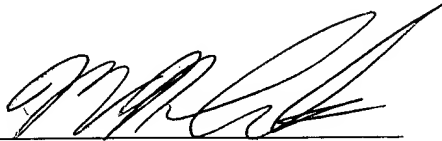
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In view of the above amendment, Applicants believe the pending application is in condition for allowance.

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Respectfully submitted,

By 

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